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U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte PARAMASIVIAH HARSHAVARDHANA, ODED HAUSER,
FRANK N. HUJBER, RANDOLPH ROY KUTZ,
YUFEI WANG, and CATHY H. ZIMA

Application No. 09/528,762

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences (BPAI) on March 31, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter(s) requiring attention prior to docketing are identified below:

Appellant filed an Information Disclosure Statement (IDS) on December 7, 2005. It is not clear from the record whether the examiner considered the statement submitted because the copy of the form 1449 (modified) of the IDS in the electronic file, has not been signed and dated by the examiner, and the references have not been initialed as required by the Manual of Patent Examining Procedure (MPEP) § 609 (Eighth Ed., Rev. 3, August 2005).

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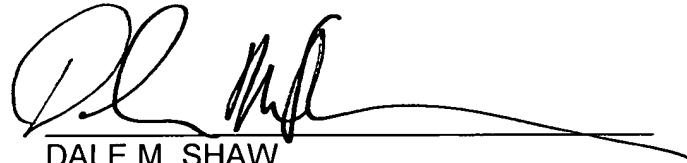
Accordingly, it is

ORDERED that the application is returned to the examiner for

- (1) proper consideration of the IDS filed December 7, 2005,
- (2) notification to appellant in writing of such consideration, and
- (3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
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By:



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DMS/vsh